

allowance. If, however, the Examiner believes that there are any unresolved issues, or believes that some or all of the claims are not in condition for allowance, the applicants respectfully request that the Examiner contact the undersigned to schedule a telephone Examiner Interview before any further actions on the merits.

Rejection under the Judicially Created Doctrine of Obviousness-Type Double Patenting

Claims 1-5, 7-10, 13-31, 33 and 34 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1, 7-8, 11-14, and 16-23 of Published Application US 2002/0110135, (which issued as U.S. Patent No. 6,940,851, and hereinafter referred to as "the Oki patent") in view of claims 1, 2, 4-6, 8, 9, 16, 17, 19-24, 26 and 27 of co-pending Published Application US 2002/0061028, hereinafter referred to the Chao application.

Appropriate terminal disclaimers and their fees are filed herewith. Note that published patent application US 2002/0110135 issued as U.S. Patent No. 6,490,851. Accordingly, this ground of rejection is rendered moot and should be withdrawn.

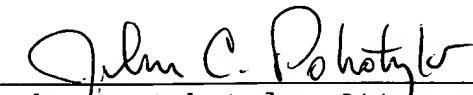
Conclusion

In view of the foregoing remarks and the terminal disclaimer filed herewith, the applicants respectfully submit that the pending claims are in condition for

allowance. Accordingly, the applicants request that the Examiner pass this application to issue.

Respectfully submitted,

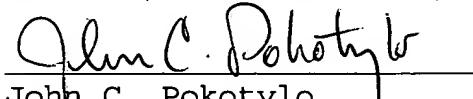
December 12, 2005


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CERTIFICATE OF MAILING under 37 C.F.R. 1.8(a)

I hereby certify that this correspondence is being deposited on December 12, 2005 with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


John C. Pokotylo

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